

The Calvin Ball Bulletin

Legislation Edition: July 2013



The Howard County Council has returned from its August legislative recess! So that you may stay engaged with us, I have created this newsletter, which is dedicated to legislation relating to Howard County. I hope you find this informative and use this opportunity to become more engaged. Below, you will find a brief description of each of the proposed bills and a link to view the legislation



online. If you'd like to submit testimony to the County Council, you can email us at Councilmail@howardcountymd.gov. You may also register in advance to testify at one of our Public Hearings. To do so, click [here](#). At this time, the

General Assembly is in recess. When in session, this newsletter will also highlight legislation under consideration impacting Howard County as well as additional bills you may find of interest. For details on bills passed by the Howard County Delegation or the General Assembly last session, please contact **Dylan Goldberg** at 410-841-3360 or email hoc1@mlis.state.md.us.

INTRODUCTIONS

All current Council legislation can be found [online](#).

APPOINTMENTS

CR93-2013

Introduced by: Chairperson at the request of the County Executive

A RESOLUTION confirming the appointment of Barbara Catlin to the Commission on Aging.

Final Action:

Votes:

CR94-2013

Introduced by: Chairman at the request of the County Executive

A RESOLUTION confirming the appointment of Brian Daugherty to the Howard County Local Children's Board.

Final Action:

Votes:

CR95-2013

Introduced by: Chairperson at the request of the County Executive A RESOLUTION confirming the appointment of Thomas M. Franklin to the Recreation & Parks Board.

Final Action:

Votes:

CR96-2013

Introduced by: Chairperson at the request of the County Executive A RESOLUTION confirming the appointment of Nancy K. Gabie to the Board of Social Services.

Final Action:

Votes:

CR97-2013

Introduced by: Chairperson at the request of the County Executive A RESOLUTION confirming the appointment of Victoria L. F. Gaunt to the Howard County Animal Matters Hearing Board.

Final Action:

Votes:

CR98-2013

Introduced by: Chairperson at the request of the County Executive A RESOLUTION confirming the appointment of Catherine Hyde to the Human Rights

Commission.

Final Action:

Votes:

CR99-2013

Introduced by: Chairperson at the request of the County Executive A RESOLUTION confirming the appointment of Maria E. Miller to the Howard County Board of Directors of the Revenue Authority.

Final Action:

Votes:

CR100-2013

Introduced by: Chairperson at the request of the County Executive A RESOLUTION confirming the appointment of Denny Patrick to the Howard County Agricultural Land Preservation Board.

Final Action:

Votes:

CR101-2013

Introduced by: Chairperson at the request of the County Executive A RESOLUTION confirming the appointment of John L. Peoples, Jr., to the Commission on Aging.

Final Action:

Votes:

CR102-2013

Introduced by: Chairperson at the request of the County Executive A RESOLUTION confirming the appointment of Elaine R. Ritchey to the Howard County Animal Matters Hearing Board.

Final Action:

Votes:

CR103-2013

Introduced by: Chairperson at the request of the County Executive A RESOLUTION confirming the appointment of LaRee Siddiqui to the Howard County Animal Matters Hearing Board.

Final Action:

Votes:

CR104-2013

Introduced by: Chairperson at the request of the County Executive A RESOLUTION confirming the reappointment of Paul J. Beckham to the Howard County Board of Directors of the Revenue Authority.

Final Action:

Votes:

CR105-2013

Introduced by: Chairperson at the request of the County Executive A RESOLUTION confirming the reappointment of Jonathan K. Branch to the Howard County Commission for Veterans and Military Families.

Final Action:

Votes:

CR106-2013

Introduced by: Chairperson at the request of the County Executive A RESOLUTION confirming the reappointment of Ulysses M. Currie to the Board of Social Services.

Final Action:

Votes:

CR107-2013

Introduced by: Chairperson at the request of the County Executive A RESOLUTION confirming the reappointment of Charles Frekot to the Recreation & Parks Board.

Final Action:

Votes:

CR108-2013

Introduced by: Chairperson at the request of the County Executive A RESOLUTION confirming the reappointment of Dr. Joel Goodman to the Recreation & Parks Board.

Final Action:

Votes:

CR109-2013

Introduced by: Chairperson at the request of the County Executive A RESOLUTION confirming the reappointment of Edward R. Herbert, III to the Howard County Commission for Veterans and Military Families.

Final Action:

Votes:

CR110-2013

Introduced by: Chairperson at the request of the County Executive A RESOLUTION confirming the reappointment of Athena Kan to the Commission for Women.

Final Action:

Votes:

CR111-2013

Introduced by: Chairperson at the request of the County Executive A RESOLUTION confirming the reappointment of Ian Kennedy to the Housing Commission.

Final Action:

Votes:

CR112-2013

Introduced by: Chairperson at the request of the County Executive A RESOLUTION confirming the reappointment of Alissa G. Putman, Ph. D. to the Board of Social Services.

Final Action:

Votes:

CR113-2013

Introduced by: Chairperson at the request of the County Executive A RESOLUTION confirming the reappointment of Gregory A. Schuckman to the Board of Social Services.

Final Action:

Votes:

CR114-2013

Introduced by: Chairperson at the request of the County Executive A RESOLUTION confirming the reappointment of Catherine Ward to the Board of Directors of the Economic Development Authority.

Final Action:

Votes:

FINANCIAL

SAO1-FY2014

Introduced by: The Chairperson at the request of the County Executive AN ACT transferring \$67,861 from the Grants Fund, Contingency Reserve to the Department of County Administration, Economic Development Authority for BRAC grant funding.

Final Action:

Votes:

CB42-2013

Introduced by: The Chairperson at the request of the County Executive AN ORDINANCE authorizing the issuance, sale and delivery of up to \$100,000,000 consolidated public improvement bonds and up to \$50,000,000 metropolitan district bonds, pursuant to various bond enabling laws; providing that such bonds shall be general obligations of the County; authorizing

the County Executive to specify, prescribe, determine, provide for or approve the final principal amounts, maturity schedules, interest rates and redemption provisions for such bonds, and other matters, details, forms, documents or procedures and to determine the method of sale of such bonds; providing for the disbursement of the proceeds of such bonds and for the levying of taxes to pay debt service on such bonds; and providing for and determining various matters in connection therewith.

Final Action:

Votes:

GENERAL

CB43-2013

Introduced by: Calvin Ball, Councilperson AN ACT requiring the Department of Housing and Community Development to include certain additional information in the annual moderate income housing unit analysis the Department is required to file; requiring that the analysis be filed by a certain date; and generally relating to moderate income housing units.

Final Action:

Votes:

CB44-2013

Introduced by: The Chairperson at the request of the County Executive AN ACT amending the Howard County Zoning Regulations to allow certain farm breweries as an accessory use in certain Zoning Districts and subject to certain criteria; and generally relating to the Howard County Zoning Regulations.

Final Action:

Votes:

CB45-2013

Introduced by: The Chairperson at the request of the County Executive AN ACT amending the participant contribution percentage and retirement benefit multiplier for certain participants in the Howard County Employees Retirement Plan; making certain technical corrections; providing for the implementation of a new participant contribution percentage and retirement benefit multiplier; adding references to certain past multipliers; and generally related to the Howard County Retirement Plan.

Final Action:

Votes:

CB46-2013

Introduced by: The Chairperson at the request of the County Executive AN ACT pursuant to Section 1.111(e) of the Howard County Code, approving provisions in a collective bargaining agreement between Howard County and the International Association of Firefighters – Howard County Local 2000, that are in conflict with the provisions of Title 1 “Human Resources” of the Howard County Code or the Employee Manual; and providing for the application of this Act.

Final Action:

Votes:

CR115-2013

Introduced by: The Chairperson at the request of the County Executive A RESOLUTION authorizing the County Purchasing Agent to waive the formal competitive bidding requirements of Title 4, Subtitle 1 of the Howard County Code in order to enter into an agreement with Autumn Development Corporation, a Maryland corporation, to stabilize the slope that supports the roadbed of College Avenue in the vicinity of 3961 College Avenue.

Final Action:

Votes:

CR116-2013

Introduced by: The Chairperson at the request of the County Executive A RESOLUTION endorsing the County’s application to the State Department of Business and Economic Development to include 5.96 acres of land known as the Boise Cascade site into the County’s Base Realignment and Closure Revitalization and Incentive Zone.

Final Action:

Votes:

CR117-2013

Introduced by: The Chairperson at the request of the County Executive A RESOLUTION declaring that a total of approximately 0.841 acres of real property owned by Howard County and identified as a portion of the right-of-way of Dorsey Run Road is no longer needed for a public purpose; authorizing the County Executive to waive the advertising and bidding requirements of Section 4.201 of the Howard County Code in order to convey the property to Coastal Sunbelt Produce; and providing that the County Executive is not bound to convey the property if he finds that the land may have a further public use and submits his finding to the County Council for its consideration.

Final Action:

Votes:

CR118-2013

Introduced by: The Chairperson at the request of the County Executive and Calvin Ball, Greg Fox, Mary Kay Sigaty, Jennifer Terrasa and Courtney Watson A RESOLUTION requiring the County to fly the POW/MIA flag beneath the flag of the United States at certain locations and on certain dates.

Final Action:

Votes:

CR119-2013

Introduced by: The Chairperson at the request of the County Executive A RESOLUTION approving the development of an affordable housing development to be known as Deep Falls Apartments in Elkridge, Maryland to be financed either directly by the Department of Housing and Community Development of the State of Maryland or through the Department’s Community Development Administration.

Final Action:

Votes:

CR120-2013

Introduced by: The Chairperson at the request of the County Executive A RESOLUTION approving the terms and conditions of a Payment in Lieu of Taxes Agreement by and between the Howard County Housing Commission and its successors and assigns and Howard County, Maryland for a multi-family rental housing development on the property to be known as Deep Falls Apartments.

Final Action:

Votes:

CR121-2013

Introduced by: The Chairperson at the request of the County Executive and Calvin Ball A RESOLUTION adopting alternative standards that must be met in order to receive a Green Neighborhood Allocation, Building Permit and Use and Occupancy Permit.

Final Action:

Votes:

FINAL CONSIDERATION

Any Amendment that has a stike through (~~strike~~), failed.

Any Amendment that is in brackets { } was not introduced.

FINANCIAL

TAO1-FY2014

Introduced By, The Chairperson at the request of the County Executive

AN ACT transferring \$1,400,000 in Pay As You Go funding to the Board of Education's capital project E0980, Systemic Renovations.

Final Action: Passed 7/25/2013

Votes: Unanimous

TAO2-FY2014

Introduced By, The Chairperson at the request of the County Executive

AN ACT transferring \$1,000,000 in grant funding from Capital Project C0214, Category Contingency Fund, to H2014, Highway Resurfacing.

Final Action: Passed 7/25/2013

Votes: Unanimous

CR89-2013

Introduced By, The Chairperson at the request of the County Executive

A RESOLUTION approving certain transfers between major categories of the Howard County Board of Education Operating Budget for Fiscal Year 2014; transferring a total of \$5,213,460 to the Fixed Charges category; removing \$1,400,000 from the Maintenance of Plant category; amending the Operating Budget for Fiscal Year 2014 as reflected in Council Resolution No. 64-2013; and generally relating to the Board of Education Operating Budget for Fiscal Year 2014.

Final Action: Passed 7/25/2013

Votes: Unanimous

GENERAL

ENRCB32-2013 {Amendment

1}, {2}, A1A3, Enrolled 3, {4}, {5}, 6, {7}, {8}, {9}, A1A10, Enrolled

10, {11}, 12, 13, {14}, 15, 16, 17, 18, 19, 20, {21}, 22, 23, {24}, {25}, {26}, A1A27,

Enrolled 27, 28, 29, {30},

{31}, A1A32, Enrolled

32, 33, {34}, 35, A1A36, Enrolled 36, {37}, 38,

39, 40, 41, A1A42, Enrolled

42, 43, A1A44, Enrolled 44, {45}, {46},

{47}, 48, A1A49, Enrolled

49, {50}, 51, {52}, {53}, {54}, {55}, {56},

A1A57, Enrolled

57, A1A58, A2A58, A3A58, A4A58, A5A58, {A6A58},

A7A58, A8A58 Enrolled

58, {A1A59}, {59}, A1A60, Enrolled 60, 61,

62, 63, 64, 65, 66, A1A67, Enrolled

67, 68, 69, A1A70, A2A70,

A3A70, A4A70, Enrolled

70, 71, 72, A1A73, Enrolled 73, A1A74,

Enrolled

74, 75, 76, 77, 78, 79, {80}, 81, 82, A1A83, Enrolled 83,

84, 85, 86, 87, A1A88, Enrolled

88, 89, 90, {91}, 92, 93, 94, 95,

{96}, 97, A1A98, Enrolled

98, 99, {100}, 101, A1A102, A2A102,

Enrolled

102, {103}, 104, 105, 106, A1A107, Enrolled

107, 108,

A1A109, Enrolled

109, 110, 111, 112, {A1A113}, {A2A113}, A3A113,

Enrolled 113, A1A114, Enrolled

114, A1A115, 115, 116, 117, 118,

119, 120, A1A121, Enrolled

121, {122}, 123, 124, 125, {126}, 127,

128, 129, {130}, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140,

141, 142, {143}, 144, 145, 146, A1A147, Enrolled

147, A1A148,

Enrolled

148, 149, 150, {A1A151}, {151}, 152, 153, 154, 155

Amendment Summary Chart

Map Amendment Summary Chart

Enrolled Requested Map Amendments Supported by DPZ

Enrolled Requested Map Amendments Not Supported by DPZ

Comprehensive Zoning Plan Text Amendments

Enrolled Text Amendments

Late Filed Map Amendments

Introduced By, The Chairperson

AN ACT adopting the 2013 Comprehensive Zoning Plan of Howard County in order to adopt the Howard County Zoning Maps and amend the Howard County Zoning Regulations, which include requirements related to zoning districts, permitted uses, accessory uses, temporary uses, nonconforming uses, conditional uses,

design standards, density, lot size, building height limits, setbacks, parking, and supplementary regulations; and generally relating to zoning and land use in Howard County.

Final Action: Passed as amended 7/25/2013

Votes: Unanimous

CB35-2013 Amendment 1, 2, A2A3, 3, 4

Introduced By, The Chairperson

AN ACT amending moderate income housing unit provisions to allow certain alternatives to the moderate income housing unit obligation in certain zoning districts; allowing a developer to substitute moderate income housing units by purchasing, rehabilitating, and offering for sale certain existing housing units that are in foreclosure under certain conditions; allowing the substitution of units by offering a certain number of units to certain eligible low-income purchasers who have a certain annual household income; allowing a fee-in-lieu under certain conditions; and generally related to moderate income housing units in Howard County.

Final Action: Passed as amended 7/25/2013

Votes: YEAS – Council Members Ball, Fox, Sigaty and Watson

NAYS – Council Member Terrasa

ENRCB38-2013 {Amendment 1}, 2, 3, 4, 5, A1A6, Enrolled 6

Introduced By, The Chairperson at the request of the County Executive

AN ACT amending the Watershed Protection and Restoration Fee to require that the fee schedule adopted by the County Council include an impervious surface rate and rates for residential properties; to provide that certain agricultural properties shall be charged the residential rate under certain conditions; to allow for certain credits for certain nonprofit entities; to clarify the Assistance Program as it relates to nonprofit entities and nonresidential properties; and generally relating to the Watershed Protection and Restoration Fee.

Final Action: Passed as amended 7/25/2013

Votes: Unanimous

CB39-2013

Introduced By, Greg Fox

AN ACT modifying the Watershed Protection and Restoration Fee for certain religious institutions, noncollegiate educational institutions, community service partners, certain historic properties, properties outside the planned service area for water and sewerage, certain swim clubs, and certain amateur athletic fields; providing

a certain cap on the Fee County-wide; providing for a certain phase-in of the Fee; and generally relating to the Watershed Protection and Restoration Program in Howard County.

Final Action: Withdrawn 7/25/2013

Votes: Unanimous

CB40-2013

Introduced By, Greg Fox

AN ACT amending the PlanHoward 2030 by adjusting the Planned Service Area boundary of the Master Plan for Water and Sewerage to remove a specified area; by denoting a specified area as being in a specified Growth Tier, and generally relating to the PlanHoward 2030.

Final Action: Withdrawn 7/25/2013

Votes: Unanimous

ENRCB41-2013 Amendment 1, 2

Introduced By, The Chairperson at the request of the County Executive

AN ACT, required by the Federal Emergency Management Agency, amending floodplain regulations in the Howard County Code in order to remain eligible for the National Flood Insurance Program; defining certain terms; amending certain definitions; clarifying certain provisions; making certain technical corrections; clarifying certain prohibitions against the storage of materials in a floodplain; setting forth the statutory authority and purposes of floodplain regulations; providing that a stricter law shall govern if there is a conflict of law; providing a basis for establishing special flood hazard areas and base flood elevations; providing for the use and interpretation of Flood Insurance Rate Maps; setting forth certain requirements for certain types of development in the floodplain under certain conditions and subject to certain limitations; requiring certain permits consistent with current requirements; requiring certain information to be submitted with a permit application; providing for certain disclaimers and warnings; establishing the role, duties and responsibilities of the Floodplain Administrator; requiring certain conditions when a development is going to affect the flood-carrying capacity of nontidal waters; requiring that certain subdivision and development proposals minimize flood damage; providing for certain enforcement authority; clarifying certain variance criteria; and generally relating to floodplain regulations in the Howard County Code.

Final Action: Passed as amended 7/25/2013

Votes: Unanimous

ENRCR88-2013 Amendment 1, A1A2, Enrolled 2, {3}, 4

Introduced By, The Chairperson at the request of the County Executive

A RESOLUTION approving schedules for various charges related to the Watershed Protection and Restoration Fee including a rate for residential properties; clarifying credits for nonprofit entities, and setting forth certain assistance amounts that apply to nonresidential properties.

Final Action: Passed as amended 7/25/2013

Votes:

CR90-2013

Introduced By, The Chairperson at the request of the County Executive

A RESOLUTION approving an application by Barrow Family, LLC to sell an agricultural land preservation easement on their property, located on the north side of Old Frederick Road in Sykesville, Howard County, Maryland at Tax Map 8, Parcel 164 and consisting of approximately 74.06 acres to the Maryland Agricultural Land Preservation Foundation.

Final Action: Passed 7/25/2013

Votes: Unanimous

CR91-2013

Introduced By, The Chairperson at the request of the County Executive

A RESOLUTION authorizing the County Purchasing Agent to waive the formal competitive bidding requirements of Title 4, Subtitle 1 of the Howard County Code in order to enter into an agreement with Security Development Corporation, a Maryland corporation, for the construction of road improvements to realign the intersection of Ilchester Road and Landing Road.

Final Action: Passed 7/25/2013

Votes: Unanimous

CR92-2013

Introduced by, Chairperson at the request of the Community Action Council of Howard County A

RESOLUTION endorsing an application by the Community Action Council of Howard County to the Maryland Department of Housing and Community Development's Community Investment Tax Credit program providing tax credits for individuals who donate to certain 501(c)(3) organizations.

Final Action: Passed 7/25/2013

Votes: Unanimous

TABLED

CR150-2011

Introduced By, Greg Fox

A RESOLUTION proposing to add a section to Article VIII. "Centralized Purchasing" of the Howard County Charter to limit the exercise of the power of eminent domain so that the power is used only for public purposes and not for private economic development, and submitting this amendment to the voters of Howard County for their adoption or rejection in accordance with Article X of the Howard County Charter and Article XIA of the Maryland Constitution.

Last Action: Tabled 10/3/2011

Votes: YEAS – Council Members Fox, Sigaty, Terrasa and Watson

NAY – Council Member Ball

THE PROCESS

The County Council is responsible for adopting the laws of the County. The legislative process generally follows a monthly cycle:

- 1st Monday - New legislation is introduced; legislation from prior month is given final consideration
- 3rd Monday - Public hearing on legislation introduced that month
- 4th Monday - Legislative work session, if needed
- 1st Monday - New legislation is introduced; legislation from prior month is given final consideration

Council bills must be signed or vetoed by the County Executive within 10 days of the Council's presentation of passed legislation.

UPCOMING MEETINGS

Unless otherwise noted, the County Council will hold its meetings in the Banneker Room of the George Howard Building, 3430 Court House Drive, Ellicott City, MD.

The next meetings are as follows:

- Tuesday, September 3, 2013 at 7:30pm:
Legislative Session
- Monday, September 9, 2013 at 12:30pm:
Monthly Meeting in CVG Room
- Monday, September 16, 2013 at 7:30pm:
Legislative Public Hearing
- Monday, September 23, 2013 at 4:30pm:
Legislative Work Session in CVG Room

- Monday, October 7, 2013 at 7:30pm: Legislative Session
- Monday, October 14, 2013 at 12:30pm: Monthly Meeting in CVG Room
- Wednesday, October 16, 2013 at 8:15am: Quarterly Meeting with Board of Education, at BOE Office
- Monday, October 21, 2013 at 7:30pm: Legislative Public Hearing
- Monday, October 28, 2013 at 4:30pm: Legislative Work Session

* Please note these dates are subject to change. To access the most up-to-date calendar of meetings, click [here](#).

Can't attend a meeting but still want to stay involved? You can stream the Council's sessions [online](#) and click on the meeting you would like to watch. The Council's sessions are also streamed in real time on this website.

I encourage our residents to stay tuned in if these topics are of interest to you. As always, I hope you have found this information insightful, and I encourage you to share this newsletter with your neighbors.

All the best,



Dr. Calvin Ball
Councilmember, District 2
Howard County Council
3430 Court House Drive
Ellicott City, MD 21043

"The best way to find yourself is to lose yourself in the service of others." ~ Mahatma Gandhi